



General Assembly

January Session, 2005

Amendment

LCO No. 7564

SB0129607564SD0

Offered by:
SEN. FINCH, 22nd Dist.

To: Subst. Senate Bill No. 1296

File No. 795

Cal. No. 224

***"AN ACT CONCERNING PROFESSIONAL LIABILITY INSURANCE
ASSISTANCE FOR CERTAIN RESEARCH OBSTETRICIANS AND
GYNECOLOGISTS."***

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (a) of section 5-259 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective*
5 *January 1, 2006*):

6 (a) (1) The Comptroller, with the approval of the Attorney General
7 and of the Insurance Commissioner, shall arrange and procure a group
8 hospitalization and medical and surgical insurance plan or plans for
9 [(1)] (A) state employees, [(2)] (B) members of the General Assembly
10 who elect coverage under such plan or plans, [(3)] (C) participants in
11 an alternate retirement program who meet the service requirements of
12 section 5-162 or subsection (a) of section 5-166, [(4)] (D) anyone
13 receiving benefits under section 5-144 or from any state-sponsored
14 retirement system, except the teachers' retirement system and the

15 municipal employees retirement system, [(5)] (E) judges of probate and
16 Probate Court employees, [(6)] (F) the surviving spouse, and any
17 dependent children until they reach the age of eighteen, of a state
18 police officer, a member of an organized local police department, a
19 firefighter or a constable who performs criminal law enforcement
20 duties who dies before, on or after June 26, 2003, as the result of
21 injuries received while acting within the scope of such officer's or
22 firefighter's or constable's employment and not as the result of illness
23 or natural causes, and whose surviving spouse and dependent
24 children are not otherwise eligible for a group hospitalization and
25 medical and surgical insurance plan, [(7)] (G) employees of the Capital
26 City Economic Development Authority established by section 32-601,
27 [and (8)] (H) the surviving spouse and dependent children of any
28 employee of a municipality who dies on or after October 1, 2000, as the
29 result of injuries received while acting within the scope of such
30 employee's employment and not as the result of illness or natural
31 causes, and whose surviving spouse and dependent children are not
32 otherwise eligible for a group hospitalization and medical and surgical
33 insurance plan, and (I) on and after January 1, 2006, employees of
34 municipalities or boards of education in accordance with subdivision
35 (2) of this subsection. For purposes of subparagraph (H) of this
36 subdivision, "employee" means any regular employee or elective
37 officer receiving pay from a municipality, "municipality" means any
38 town, city, borough, school district, taxing district, fire district, district
39 department of health, probate district, housing authority, regional
40 work force development board established under section 31-3k, flood
41 commission or authority established by special act or regional
42 planning agency. For purposes of [subdivision (6) of this subsection]
43 subparagraph (F) of this subdivision, "firefighter" means any person
44 who is regularly employed and paid by any municipality for the
45 purpose of performing firefighting duties for a municipality on
46 average of not less than thirty-five hours per week. The minimum
47 benefits to be provided by such plan or plans shall be substantially
48 equal in value to the benefits that each such employee or member of
49 the General Assembly could secure in such plan or plans on an

50 individual basis on the preceding first day of July. The state shall pay
51 for each such employee and each member of the General Assembly
52 covered by such plan or plans the portion of the premium charged for
53 such member's or employee's individual coverage and seventy per
54 cent of the additional cost of the form of coverage and such amount
55 shall be credited to the total premiums owed by such employee or
56 member of the General Assembly for the form of such member's or
57 employee's coverage under such plan or plans. On and after January 1,
58 1989, the state shall pay for anyone receiving benefits from any such
59 state-sponsored retirement system one hundred per cent of the portion
60 of the premium charged for such member's or employee's individual
61 coverage and one hundred per cent of any additional cost for the form
62 of coverage. The balance of any premiums payable by an individual
63 employee or by a member of the General Assembly for the form of
64 coverage shall be deducted from the payroll by the State Comptroller.
65 The total premiums payable shall be remitted by the Comptroller to
66 the insurance company or companies or nonprofit organization or
67 organizations providing the coverage. The amount of the state's
68 contribution per employee for a health maintenance organization
69 option shall be equal, in terms of dollars and cents, to the largest
70 amount of the contribution per employee paid for any other option
71 that is available to all eligible state employees included in the health
72 benefits plan, but shall not be required to exceed the amount of the
73 health maintenance organization premium.

74 (2) Employees of municipalities and boards of education shall be
75 eligible for coverage under the plan or plans offered under this section
76 provided: (A) Costs for such coverage shall not be paid by the state; (B)
77 the cost of employee coverage shall be the responsibility of the
78 participating municipality or board and the Comptroller shall bill each
79 participating municipality and board for such coverage, (C) each
80 employee of a participating municipality or board shall be required to
81 participate in the plan or plans procured by the municipality or board
82 under this section, and (D) the municipality or board shall provide for
83 the administration of benefits for its own employees under the plan or

84 plans procured under this section. Participation by each municipality
85 or board of education shall be on a voluntary basis and where an
86 employee organization represents employees of the municipality or
87 board of education, participation in a plan or plans under this
88 subsection shall be by mutual agreement of the municipality or board
89 and the employee organization only, and neither party may submit the
90 issue of participation to binding arbitration except by mutual
91 agreement if such binding arbitration is available. Nothing in this
92 subsection shall affect the provisions of sections 7-467 to 7-479,
93 inclusive, or sections 10-153a to 10-156e, inclusive. Nothing in this
94 subsection or subsection (i) of this section shall limit a municipality's
95 ability to obtain coverage under either subsection of this section,
96 except that no municipality may obtain coverage under both
97 subsections for the same policy period."

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>January 1, 2006</i>	5-259(a)
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